

Baltimore County Government Fire Department

700 East Joppa Road Suite 901 Towson, MD 21286-5500

(410) 887-4500

DATE: 06/06/94

Arnold Jablon Director Zoning Administration and Development Management Baltimore County Office Puilding Towson, MD 21204 MAIL STOP-1105

RE: Property Owner: LOCATION: SEE BELOW

Item No.: SEE BELOW

Fursuant to your request, the referenced property has been surveyed

8. The Fire Marshal's Office has no comments at this time, IN REFERENCE TO THE FOLLOWING ITEM NUMBERS:457, 458, 461, 462, 463, 464, 466, 467, 468, 469 AND 470.

by this Bureau and the comments below are applicable and required to

be corrected or incorporated into the final plans for the property.

-Zoning Agenda:

REVIEWER: LT. ROBERT P. SAUERWALD Fire Marshal Office, PHONE 887-4881, MS-1102F

Mr. Robert Long

May 5, 1994

Page 2

BALTIMORE COUNTY, MARYLAND

DEPARTMENT OF ENVIRONMENTAL PROTECTION AND RESOURCE MANAGEMENT INTER-OFFICE CORRESPONDENCE

June 13, 1994

Mr. Arnold Jablon, Director Zoning Administration and Development Management

FROM: J. Lawrence Pilson Development Coordinator, DEPRM

SUBJECT: Zoning Item #468 - Boddiford 3927 Glenhurst Road

Zoning Advisory Committee Meeting of June 6, 1994

The Department of Environmental Protection and Resource Management offers the following comments on the above-referenced zoning item.

Development of the property must comply with Chesapeake Bay Critical Area Regulations. Wetland delineation and 25' buffer are being contested and may be revised. Movement of house will take it out of a non-tidal wetland

JLP:SA:sp

BODDIFOR/DEPRM/TXTSBP

RE: PETITION FOR VARIANCE BEFORE THE 3927 Glenhurst Road, S/S Glenhurst Rd., 285' NW of c/l Betten Rd. 15th * ZONING COMMISSIONER Election Dist., 7th Councilmanic FOR BALTIMURE COUNTY Clem Boddiford Petitioner CASE NO.: 94-482-A

ENTRY OF APPEARANCE

* * * * * * * * * * *

Please enter the appearance of the People's Counsel in the abovecaptioned matter. Notice should be sent of any hearing dates or other proceedings in this matter and of the passage of any preliminary or final Order.

> Peter Mar Timmerman People's Councel for Baltimore County

CAROLE S. DEMILIO Deputy People's Counsel Room 47, Courthouse 400 Washington Avenue Towson, MD 21204 (410) 887-2188

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 27 day of June, 1994, a copy of the foregoing Entry of Appearance was mailed to Robert B. Long, 3827 Annadale Road, Baltimore, MD 21222, representative for Petitioner.

Department of Environmental Protection and Resource Management

Baltimore County Government

401 Bosley Avenue Towson, MD 21204 (410) 887-3733

Mr. Robert Long c/o O'Cornor Piper and Flynn 1553 Merritt Boulevard Baltimore, Maryland 21222

Reference: L.t 9 A Glenhurst Preliminary Assessment

Dear Mr. Long:

An Environmental Impact Review of the above referenced property, which is located in a Limited Development Area of the Chesapeake Bay Critical Area, has been initiated and the following comments are made:

- 1. a. Show and label the 25 foot non-tidal wetland buffer which has been drawn on your plan. Relocate construction out of the buffer. b. Add a note to indicate that there can be no clearing,
- grading, construction, or disturbance of vegetation in the tidal buffer except as permitted by Baltimore County DEPRM. 2. Show all existing trees and shrubs and indicate any
- vegetation proposed for removal. Indicate trees to be credited towards planting requirements. (See also No. 6.) 3. Show all existing structures and all other impervious surfaces, e.g. driveway, sidewalks, patio. Show any impervious surfaces to be removed.
- 4. Add a note to indicate that "There is a 25% limit on impervious surfaces." Lot area appears to be 6,625 square feet. Therefore the impervious surface limit is approximately 1,656 square feet.
- 5. Show proposed driveway location, dimensions and construction materials. Indicate "No. 2 stone on approved filter fabric per DEPRM detail" if a porous driveway recommended by this office is to be utilized to minimize impervious surfaces. (detail enclosed)
- 6. Indicate that 4 large native trees 1-1.5" caliper and 2 small trees ball and burlap or 2 gallon container size will be planted in and around the buffer to provide a 15% forest cover and to manage stormwater." A native species list is enclosed.
- 7. Show the limit of disturbance.

8. Indicate existing and proposed grade elevations. Runoff may not be increased to adjacent properties. Excavated material must be taken off site. Indicate location and show direction for swales.

Submit 7 copies of your revised plan to Permits and Licenses. You may fax a copy for a pre-review (Fax No. 887-4804) or set up a meeting to expedite the review process. If you have any questions contact me at 887-3226.

Very truly yours,

Stepla B. Comea Stephen B. Armiger Natural Resource Specialist Inspection and Enforcement

SP4/als Enclosure cc: Colleen Kelly Roy List

INTER-OFFICE CORRESPONDENCE RECOMMENDATION FORM Director, Office of Planning ar Coning Attn: Ervin McDaniel County Courts Bidg, Rm 406 FILE W/ 1 TOM # 468 401 Bosley Av Towson, MD 21204 FROM: Arnold Jablon, Director, Zoning Administration and Development Management RE: Undersized Lots Pursuant to Section 304.2(Baltimore County Zoning Regulations) effective June 25, 1992; this office is requesting recommendations and comments from the Office of Planning & Zoning prior to this office's approval of a dwelling permit. MINIMUM APPLICANT SUPPLIED INFORMATION: Robert Long 3827 Annadale Rd. Balto. Md. 21222 (410) 388-1974 m Lot Address Lot 9A Glenhurst __Election District_____Council District 15 Square Feet _ 6625 Sq. Ft. let Location: NES W/side/corner of __Glenhurst_Rd. ______ Cottain # E S tt curest of _____ Land Cwaper Clem Boddiford Tex Account Number _____15-02-570341945 Address 437 Madingley Rd. _Telephone Numb.= 859-1371 Linthicum, MD 21090 CHECKLIST OF MATERIALS: (to be submitted for design review by the Office of Planning and Zoning) ---------Residential Processing Fee Paid Codes 030 & 080 (\$85) 1. Tals Recommenfation form (3 copies) 2. Permit Application Eous Hopmus .---------Topo Map (available in fin 206 C.O.B.) (2 copies) 4. Building Elevation Drawings 5. Photographs (pieces lebel all photos stearty) TO BE FILLED IN BY THE OFFICE OF PLANNING AND ZONING ONLY RECOMMENDATIONS/COMMENTS: Approval conditioned on required modifications of the permit to conform with the following

SCHEDULE DATES, CERTIFICATE OF FILING AN POSTING FOR A BUILDING PERMIT APPLICATION PURSUANT TO SECTION 304.2 ZONING ADMINISTRATION AND DEVELOPMENT MANAGEMENT County Office Building 111 W. Chesap ake Avenue Towson, Maryland 21204

The application for your proposed Building Permit Application has been accepted for filing by ___

A sign indicating the proposed Building must be posted on the property for fifteen (15) days before a decision can be rendered. The cost of filing is \$50.00 and posting \$35.00; total \$85.00.

In the absence of a request for public hearing during the 15-day posting period, a decision can be expected within approximately four weeks. However, if a valid demand is received by the closing date, then the decision shall only be rendered after the required public special hearing.

*SUGGESTED POSTING DATE _____ D (15 Days Before C) DATE POSTED HEARING REQUESTED-YES ____NO ___-DATE ___ CLOSING DAY (LAST DAY FOR HEARING DEMAND) TENTATIVE DECISION DATE B (A + 30 Days) *Usually within 15 days of filing CERTIFICATE OF POSTING Date of Posting:

CK/UNDER.LOT (TXTSOPH)

RIDGE VENT (TYP.)	an All Marie and Committee the transfer and a province province and the second and the second and the second a
5 <u>12</u> <u>OPT.</u>]7	SIDING (TYP.) SHUTTERS (TYP.)
	VENTED SOFFIT 12' O.H. (TYP.) O.C. SIDING CORNER
	37-76
FRONT ELEVATION 1/4 = 1'-0'	PEDIMENT HEAD AND PILASTERS SUPPLIED BY IBS AND FIELD INSTALLED BY BUILDER.

468

3/14/94 UPDATE 94 SPEC.

Zoning Administration & Development Management 111 Vost Chesapeako Avenue Tou son, Marylan I 21204 Townson, Maryland 21204 Date 7-27.94. CIC SIGN. 1000 TOTAL TOTAL TOTAL SC

Please Make Checks Payable To: Ba'timore County

Item Number: 468
Planner: JRA
Date Filed: 5-27-94

PETITION PROCESSING FLAG

This petition has been accepted for filing, after an initial review, and has been placed on the agenda for the zoning advisory committee. However, the following items were found to be missing or incomplete when the petition was included on the agenda by Sophia. A copy of this "flag" will be placed in the case file for the Zoning Commissioner's review. The planner that accepted the petition for filing has the option of notifying the petitioner and/or attorney prior to the hearing or Zoning Commissioner's review of the petition regarding the items noted below. If the petitioner/attorney is contacted by the planner, it is the petitioner's ultimate decision and responsibility to make a proper application, address any zoning conflicts, and to file revised petition materials if necessary. Delays and unnecessary additional expenses may be avoided by correcting the petition to the proper form.

Need an attorney

The following information is missing: Descriptions, including accurate beginning point Actual address of property Zoning Plats (need 12, only ____ submitted)
200 scale zoning map with property outlined Election district Councilmanic district BCZR section information and/or wording Hardship/practical difficulty information Owner's signature (need minimum 1 original signature) and/or printed name and/or address and/or telephone number Contract purchaser's signature (need minimum 1 original signature) and/or printed name and/or address Signature (need minimum 1 original signature) and/or printed name and/or title of person signing for legal owner/contract purchaser Power of attorney or authorization for person signing for legal owner and/or contract purchaser

and/or commission has expired

Attorney's signature (need minimum 1 original signature) and/or printed name and/or address and/or telephone number Notary Public's section is incomplete and/or incorrect

PET-FLAG (TXTSOPH) 11/17/93

TO: PUTUXENT PUBLISHING COMPANY July 9, 1994 Issue - Jeffersonian

Please foward billing to:

Robert B. Long 3877 Annadale Road Baltimore, Maryland 21222 388-1974

NOTICE OF HEARING

The Zoning Commissioner of Baltimore County, by authority of the Zoning Act and Regulations of Baltimore County, will hold a public hearing on the property identified herein in Room 106 of the County Office Building, 111 W. Chesapeake Avenue in Towson, Maryland 21204

Room 118, Old Courthouse, 400 Washington Avenue, Towson, Maryland 21204 as follows:

CASE NUMBER: 94-482-A (Item 468) 3927 Glenhurst Road S/S Glenhurst Road. 285 feet NW of c/l Betten Road 15th Election District - 7th Councilmanic Petitioner(s): Clem Boddiford Contract Purchaser: Robert B. Long HEARING: WEDNESDAY, JULY 6, 1994 at 11:00 a.m. in Rm. 118 Old Courthouse

Variance to allow a front yard depth of 20 feet in lieu of the required 29 feet; and to file an undersized lot request for 53 feet in lieu of 55 feet.

LAWRENCE E. SCHMIDT ZONING COMMISSIONER FOR BALTIMORE COUNTY

NOTES: (1) MTARINGS ARE HANDICAPPED ACCESSIBLE; FOR SPECIAL ACCOMMODATIONS PLEASE CALL 887-3353. (2) FOR INFORMATION CONCERING THE FILE AND/OR HEARING, PLEASE CALL 887-3391.

> put issue - sloula. gune "

Baltimore County Government Office of Zoning Administration and Development Management

11 West Chesapeake Avenue

Towson, MD 21204

June 24, 1994

(410) 887-3353

Mr. Clem Boddiford 437 Madingley Road Linthicum, Maryland 21090

> RE: Case No. 94-482-A, Item No. 468 Petition for Variance Petitioner: Clem Boudiford, et al.

Dear Mr. Boddiford:

The Zoning Plans Advisory Committee (ZAC) has reviewed the plans submitted with the above-referenced petition, which was accepted for filing on May 27, 1994 and scheduled for a hearing accordingly. Any attached comments from a reviewing agency are not intended to indicate the appropriateness of the zoning action requested, but to assure that all parties, i.e., zoning commissioner, attorney and/or the petitioner, are made aware of plans or problems with regard to the proposed improvements that may have a bearing on this case.

Any comments submitted thus far from the members of ZAC that offer or request information on your petitic, are attached. Only those comments that are informative will be forwarded to you; those that are not informative will be placed in the hearing file.

The following comments are related only to the filing of future zoning petitions and are aimed at expediting the petition filing process with this office.

1. The director of Zoning Administration and Development Management has instituted a system whereby seasoned zoning attorneys who feel that they are capable of filing petitions that comply with all aspects of the zoning regulations and petitions filing requirements can file their petitions with this office without the necessity of a preliminary review by zoning personnel.

BALTIMORE COUNTY, MARYLAND
INTEROFFICE CORRESPONDENCE

TO: Arnold Jablon, Director DATE: June 13, 1994 Zoning Administration and Davelopment Management

FROM: Robert W. Bowling, P.E., Chief DAK IN RWB Developers Engineering Section

Zoning Advisory Committee Meeting for June 13, 1994 Item No. 468

The Developers Engineering Section has reviewed the subject zoning item. Show the ultimate 50-foot rightsof-way for Glenhurst Road and Edgewater Place on the plan. In accordance with Bill No. 18-90, Section 26-276 dredging, filling or construction in any wetland is prohibited.

RWB:sw

Maryland Denterment of Transportation State Highway Auministration

O. James Lighthizer Hal Kassoff Administrator

6-7-94

Re: Baltimore County
Item No.: \$\psi \quad 468 \left(\mathcal{TRA} \right)\$

Ms. Charlotte Minton Zoning Administration and Development Management County Office Building Room 109 111 W. Chesapeake Avenue

Towson, Maryland 21204

Dear Ms. Minton:

This office has reviewed the referenced item and we have no objection to approval as it does not access a State roadway and is not effected by any State Highway Administration project.

Please contact Bob Small at 410-333-1350 if you have any questions.

Thank you for the opportunity to review this item.

DAUID IU. RAMSEY, ACTING CHIEF-John Contestabile, Chief Engineering Access Permits

My telephone number is ______ Maryland Relay Service for Impaired Hearing or Speech 1-800-735-2258 Statewide Toll Free Mailing Address: P.O. Box 717 • Baltimore, MD 21203-0717 Street Address: 707 North Calvert Street • Baltimore, Maryland 21202

Baltimore County Government Office of Zoning Administration

and Development Management



JUN. O 3 1984

(410) 887-3353

NOTICE OF HEARING

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Room 118, Old Courthouse, 400 Washington Avenue, Towson, Maryland 21204 as follows:

CASE NUMBER: 94-482-A (Item 468) 3927 Glenhurst Road

111 West Chesapeake Avenue

Towson, MD 21204

S/S Glenhurst Road, 285 feet NW of c/l Betten Road 15th Election District - 7th Councilmanic Petitioner(s): Clcm Boddiford

Contract Purchaser: Robert B. Long HEARING: WEDNESDAY, JULY 6, 1994 at 11:00 a.m. in Rm. 118 Old Courthouse

Variance to allow a front yard depth of 20 feet in lieu of the required 29 feet; and to file an undersized lot request for 53 feet in lieu of 55 feet.

cc: Clem Boddiford Robert B. Long

NOTES: (1) ZONING SIGN & POST MUST BE RETURNED TO RM. 104, 111 W. CHESAPRAKE AVENUE ON THE HEARING DATE. (2) HEARINGS ARE HANDICAPPED ACCESSIBLE; FOR SPECIAL ACCOMMODATIONS PLEASE CALL 887-3353. (3) FOR INFORMATION CONCERING THE FILE AND/OR HEARING, CONTACT THIS OFFICE AT 887-3391.

BALTIMORE COUNTY, MARYLAND

INTER-OFFICE CORRESPONDENCE

Arnold Jablon, Director Zoning Administration and Development Management

DATE: June 14, 1994

Pat Keller, Deputy Director Office of Planning and Zoning

SUBJECT: Petitions from Zoning Advisory Committee

The Office of Planning and Zoning has no comments on the following petition(s): Item Nos. 448, 462, 463, 464, 468, 470, 471, 472, 473, 474, 477, 478, 479 and 480.

If there should be any further questions or if this office can provide additional information, please contact Jeffrey Long in the Office of Planning at 887-3480.

_ OMY Lema Division Chief:

PK/JL:1w

ZAC.448/PZONE/ZAC1

FINDINGS OF FACT AND CONCLUSIONS OF LAW

This matter comes before the Zoning Commissioner as a Petition for Variance for that property known as 3927 Glenhurst Road, located in the North Point area of southeastern Baltimore County. The Petition was filed by the owner of the property, Clem Boddiford, and the Contract Purchaser, Robert B. Long. The Petitioners seek relief from Section 303.1 of the Baltimore County Zoning Regulations (B.C.Z.R.) to permit a front yard depth of 20 feet in lieu of the required average of 29 feet for all improved lots within 200 feet on each side of the subject property, and to permit a lot width of 53 feet in lieu of the required 55 feet for a proposed dwelling. The subject property and relief sought are more particularly described on the plan submitted with the Petition filed and marked as Petitioner's Exhibit 1.

Appearing on behalf of the Petition was Robert B. Long, the Contract Purchaser. There were no Protestants present.

Testimony and evidence offered revealed that the subject property consists of .15 acres, or 6,625 sq.ft., more or less, zoned D.R. 5.5 and is presently unimproved. The property is also known as Lot 9 of an older subdivision known as Glenhurst and has a lot width of 53 feet. Testimony indicated that the Petitioner has owned the property since 1938 and that he currently resides across the street from this site. Mr. Boddiford has

contracted to sell the property to Mr. Long who seeks to develop the lot with a single family dwelling in accordance with Petitioner's Exhibit 1. However, the property does not meet current lot area or width requirements. Furthermore, this property is located within the Chesapeake Bay Critical Areas near Back River. In fact, nearly half of the rear yard of this property lies within the 25-foot buffer required from non-tidal wetlands. As of a result of these site constraints, the requested variances are necessary in order to proceed with development as proposed.

After due consideration of the testimony and evidence presented, in the opinion of the Zoning Commissioner, the relief requested sufficiently complies with the requirements of Sections 307.1, 307.2 and 500.14 of the Baltimore County Zoning Regulations (B.C.Z.R.) and should therefore be granted. There is no evidence in the record that the subject variance would adversely affect the health, safety, and/or general welfare of the public. Furthermore, strict compliance with the B.C.Z.R. would result in practical difficulty and/or unreasonable hardship upon the Petitioner.

The facts and evidence presented tend to establish that special conditions or circumstances exist which are peculiar to the land or structures located within the Chesapeake Bay Critical Areas of Baltimore County; that to deny the relief requested would result in practical difficulty, unreasonable hardship, or severe economic hardship upon the Petitioner; and that strict compliance with the Chesapeake Bay Critical Area requirements and the B.C.Z.R. would deprive the Petitioner of rights commonly enjoyed by other properties in similar areas within the Chesapeake Bay Critical Areas in Baltimore County. The granting of the relief requested will not confer upon the Petitioner any special privilege that would be denied by the critical area regulations to other lands or structures with-

in the Chesapeake Bay Critical Areas. The relief requested is in harmony with the general spirit and intent of the Critical Areas legislation for Baltimore County and conforms to the requirements as set forth in Section 500.14 of the B.C.Z.R.

In accordance with Section 500.14 of the B.C.Z.R., the Director of the Department of Environmental Protection and Resource Management has submitted recommendations which describe what steps the Petitioner must take to insure that the relief requested complies with the following Chesapeake Bay Critical Areas requirements to:

> 1) Minimize adverse impacts on water quality that result from pollutants that are discharged from structures or conveyances or that have run off from surrounding lands;

2) Conserve fish, wildlife, and plant habitat; and

3) Be consistent with established land use policies for development in the Chesapeake Bay Critical Area which accommodate growth and also address the fact that, even if pollution is controlled, the number, movement, and activities of persons in that area can create adverse environmental impacts.

These recommendations shall be attached hereto and become a permanent part of the decision rendered in this case. There is no evidence in the record that the relief requested would adversely affect the health, safety, and/or general welfare of the public provided there is compliance with the requirements of the Department of Environmental Protection and Resource Management as more fully described below.

Pursuant to the advertisement, posting of the property, and public hearing on this Petition held, and for the reasons given above, the relief requested should be granted.

THEREFORE, IT IS ORDERED by the Zoning Commissioner for Baltimore County this _____day of August, 1994 that the Petition for Variance

seeking relief from Section 303.1 of the Baltimore County Zoning Regulations (B.C.Z.R.) to permit a front yard depth of 20 feet in lieu of the required 29 feet which is the average front yard depth of all improved lots within 200 feet on each side of the subject property, and to permit a lot width of 53 feet in lieu of the required 55 feet for a proposed dwelling, in accordance with letitioner's Exhibit 1, be and is hereby GRANTED, subject to the following restrictions:

> 1) The Petitioners may apply for their building permit and be granted same upon receipt of this Order; however, Petitioners are hereby made aware that proceeding at this time is at their own risk until such time as the 30-day appellate process from this Order has expired. If, for whatever reason, this Order is reversed, the relief granted herein shall be resuinded.

2) Compliance with all Zoning Plans Advisory Committee comments submitted hereto and made a part hereof.

3) When applying for a building permit, the site plan filed must reference this case and set forth and address the restrictions of this Order.

IT IS FURTHER ORDERED that the Petitioner shall comply fully and completely with all requirements and recommendations of the Department of Environmental Protection and Resource Management, as set forth in their comments dated June 13, 1994, attached hereto and made a part hereof.

> LAWRENCE E. SCHMIDT Zoning Commissioner for Bultimore County

LES:bjs

Baltimore County Government Zoning Commissioner Office of Planning and Zoning

Suite 112 Courthouse 400 Washington Avenue Towson, MD 21204

Mr. Clem Boddiford

August 19, 1994

437 Madingley Road Linthicum, Maryland 21090 RE: PETITION FOR VARIANCE

S/S Glenhurst Road, 285' NW of the c/l of Bletzer Road (3927 Glenhurst Road) 15th Election District - 7th Councilmanic District Clem Boddiford - Petitioner Case No. 94-482-A

Dear Mr. Boddiford:

Enclosed please find a copy of the decision rendered in the above-captioned matter. The Petition for Variance has been granted in accordance with the attached Order.

In the event any party finds the decision rendered is unfavorable, any party may file an appeal to the County Board of Appeals within thirty (30) days of the date of this Order. For further information on filing an appeal, please contact the Zoning Administration and Development Management office at 887-3391.

> Very truly yours, LAWRENCE E. SCHMIDT Zoning Commissioner

> > for Baltimore County

(410) 887-4386

LES:bjs

cc: Mr. Robert B. Long 3827 Annadale Road, Baltimore, Md. 21222

Chesapeake Bay Critical Areas Commission 45 Calvert Street, 2nd Floor, Annapolis, Md. 21401

DEPRM; People's Counsel; File

ANTICOUSIZED COT Petition for Variance to the Zoning Commissioner of Baltimore County for the property located at 3927 Glenhurst Road AKA 9A which is presently zoned DR5.5 This Petition shall be filed with the Office of Zoning Administration & Development Management.

The ur dersigned, legal owner(s) of the property situate in Baltimore County and which is described in the description and plat attached hereto and nade a part hereof, hereby petition for a Variance from Section(s) 303.1 To Aucu- A Theret Yang DEPTH OF 20 FT IN LIEW OF THE REQUIRED 29 FT. WHICH IS THE DIGNORE DEPTH OF THE FRENCY YORDS OF ALL LIMPROVED LCTS WITHING ZOO FEET OIL EACH SIDE OF THE SUBJECT PROPERTY. AND TO FILE ON IL NOERSIZED LCT REGUEST. of the Zoning Regulations of Baltimore County, to the Zoning Law of Baltimore County; for the following reasons: (Indicate hardship or practical difficulty)

If this variance is not granted it will make this an unbuildable lot, which will cause undue hardships.

- (UIS VANIANCE IS REQUIRED TO COMPLY WITH SETBALK REQUIREMENTS OF BACKER PROFERENCIAN, PROTECTED - ETR TOBORD OWTSLOE OF THE 25 FT. NON- LIDNIGHTERING BUFFER DRAWN OF THE PLAN.

Property is to be posted and advertised as prescribed by Zoning Regulations. I, or we, agree to pay expenses of above Variance advertising, posting, etc., upon filling of this petition, and further agree to and are to be bound by the zoning regulations and restrictions of Baltimore County adopted pursuant to the Zoning Law for Baltimore County.

	I/We do solemnly declare and affirm, under the penalties of perjury, that I/we are legal owner(s) of the property which is the subject of this Petition.
Contract Purchaser/Lessee	Legal Owner(s):
Robert B. Long	Clem Boddiford
(Type or Pfint Name)	(Type or Print Name) Wen Bodalfard
3827 Annadale Road	Signature
Address	(Type or Print Name)
BALTIMORE, MD 21222	
City State Zipcode	Signature
Attorney for Petitioner: NONE	2 437 Madinglay Road
(Type or Print Name)	Address Phone No.
(Type or Print Name)	
(Type or Print Name)	Address Phone No.
	Address Phone No. Lithicum, MD 2109^ City State Zipcode
	Address Phone No. Lithicum, MD 2109 City State Zipcode Name, Address and phone number of representative to be contacted.

that the subject matter of this petition be set for a public hearing , advertised, as required by the Loning Regulations of Ballimore County, in two newspapers of general oning Commissioner of Baltimare County

REVIEWED BY: 5 NA DATE: 5-27-94

ITEM #: 468

EXAMPLE 3 - Zoning Description - 3 copies

Three copies are required. Copies of deeds cannot be used in place of this description. Use this fill-in format provided whenever possible; otherwise, type or print on 8-1/2" x 11" sheet.

ZONING DESCRIPTION FOR OT 9-A OF GLENHURST
Election District 15 Councilmanic District 5
eginning at a point on theside of(north, south, east or west)
which is
which is
of the (number of feet) (north, south, east or west)
enterline of the nearest improved intersecting street
(name of street)
nich is wide. *Being Lot # $9\triangle$, (number of feet of right-of-way width)
ock, Section # in the subdivision of
GCOUURST. as recorded in Baltimore County Plat (name of subdivision)
ok # 12 , Folio # 27 , containing
(square feet and acres)

*If your property is not recorded by Plat Book and Folio Number, then DO NOT attempt to use the Lot, Block and Subdivision description as shown, instead state: "As recorded in Deed Liber _____, Folio _____ and include the measurements and directions (metes and bounds only) here and on the plat in the correct location.

Example of metes and bounds: N.87 12' 13" E. 321.1 ft., S.18 27' 03" E.87.2 ft., S.62 19' 00" W. 318 ft., and N.08 15' 22" W. 80 ft. to the place of beginning.

CERTIFICATE OF POSTING ZONING DEPARTMENT OF BALTIMORE COUNTY 94-487-4 Tower, Mary and

District 15th Posted for: Variance	Date of Posting 6/18/94
Petitioner: Clam Boddif	Ford + Robert B. Long
Location of property: 3127 61	en hunted 5/5
~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~	
Location of Signe: Facting 10	od way on property being tomo de

CERTIFICATE OF PUBLICATION

NOTICE OF HEARING The Zoning Commissioner of Baltimore County, by authority of the Zoning Act and Regula-tions of Baltimore County with TOWSON, MD., June 10 THIS IS TO CERTIFY, that the annexed advertisement was published in THE JEFFERSONIAN, a weekly newspaper published

in Towson, Baltimore County, Md., once in each of _____ successive weeks, the first publication appearing on June 9, 1094

LEGAL AD. - TOWSON

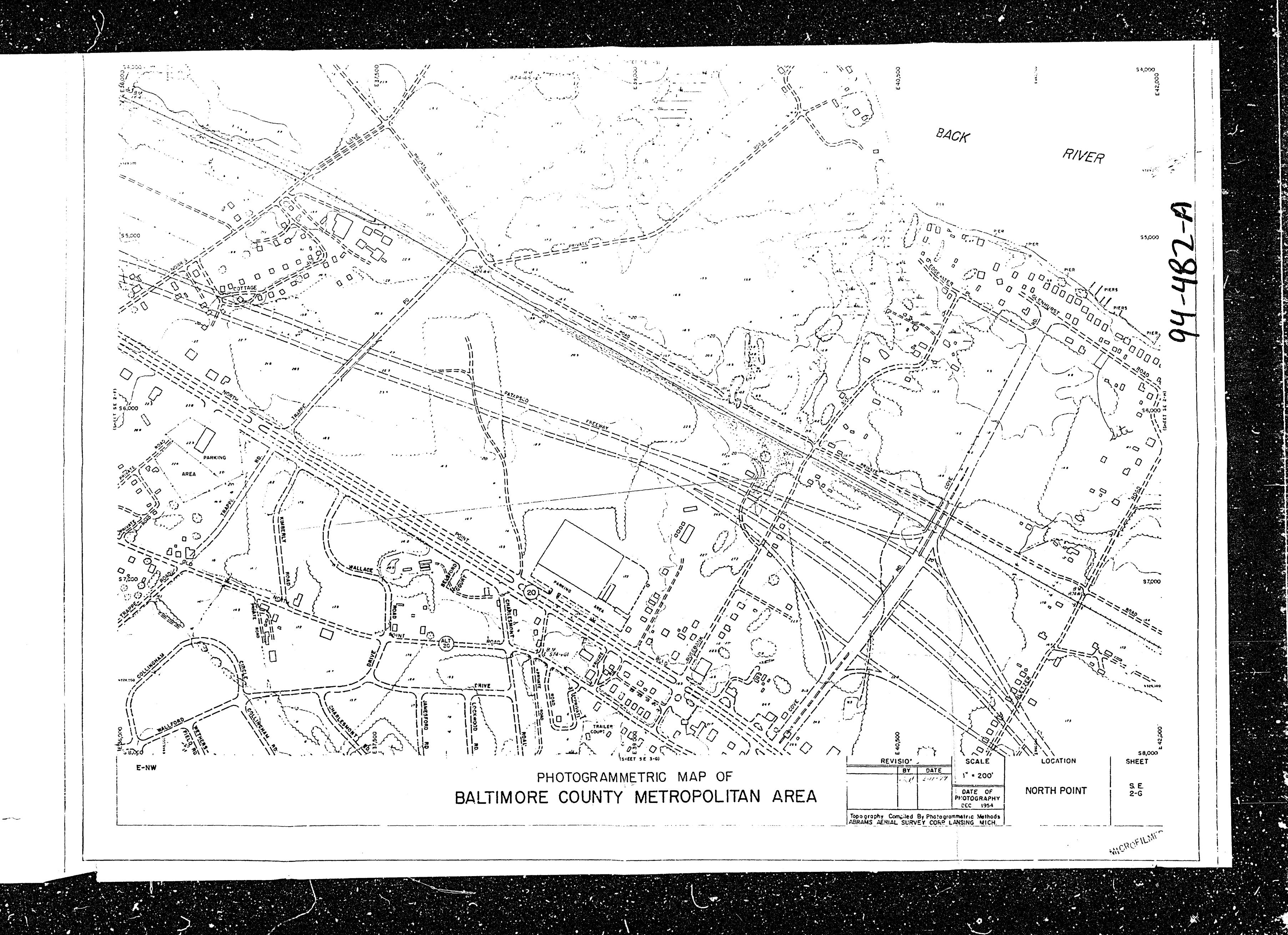
6/146 June 9.

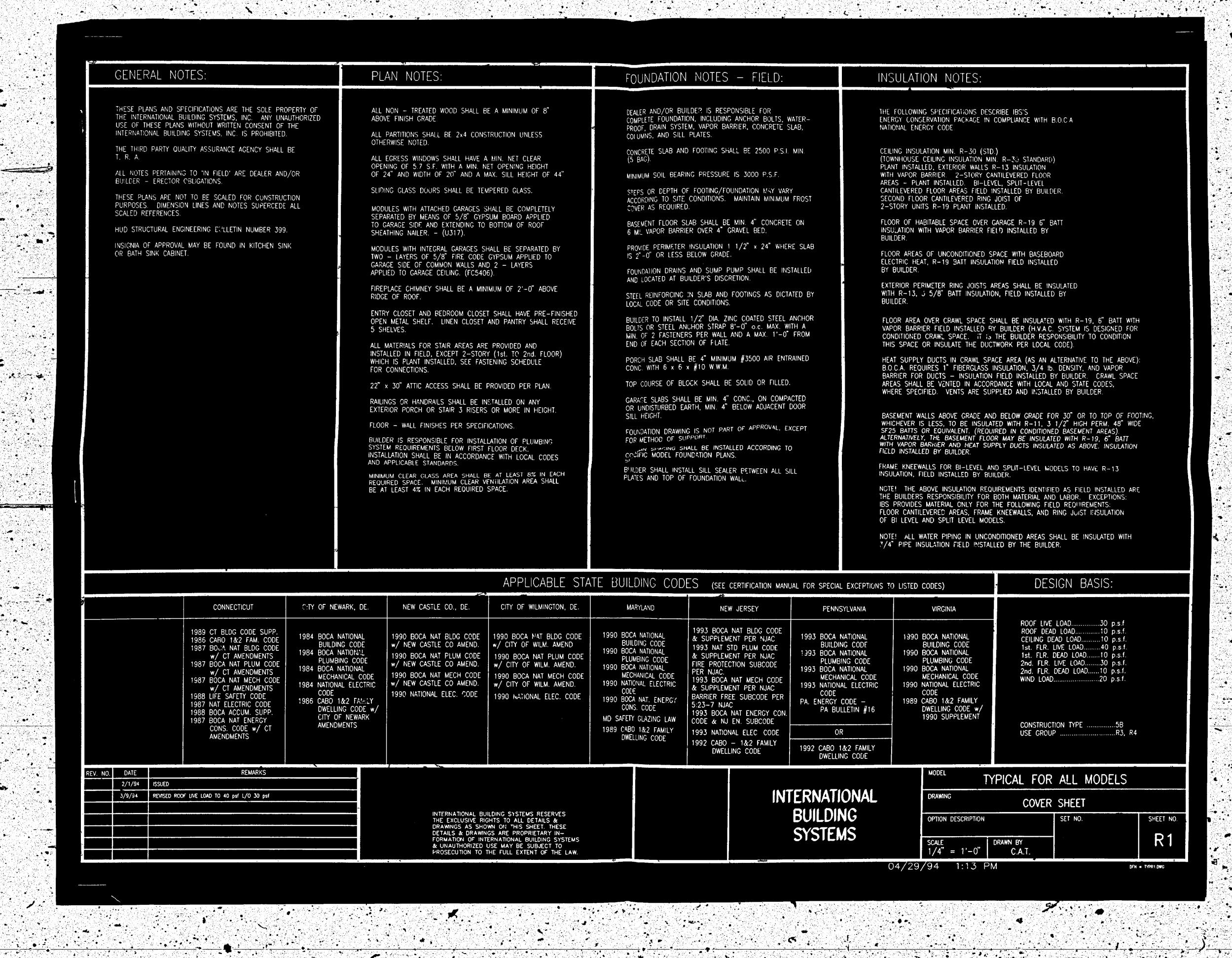
Case Number: 94-482-A (Item 468)

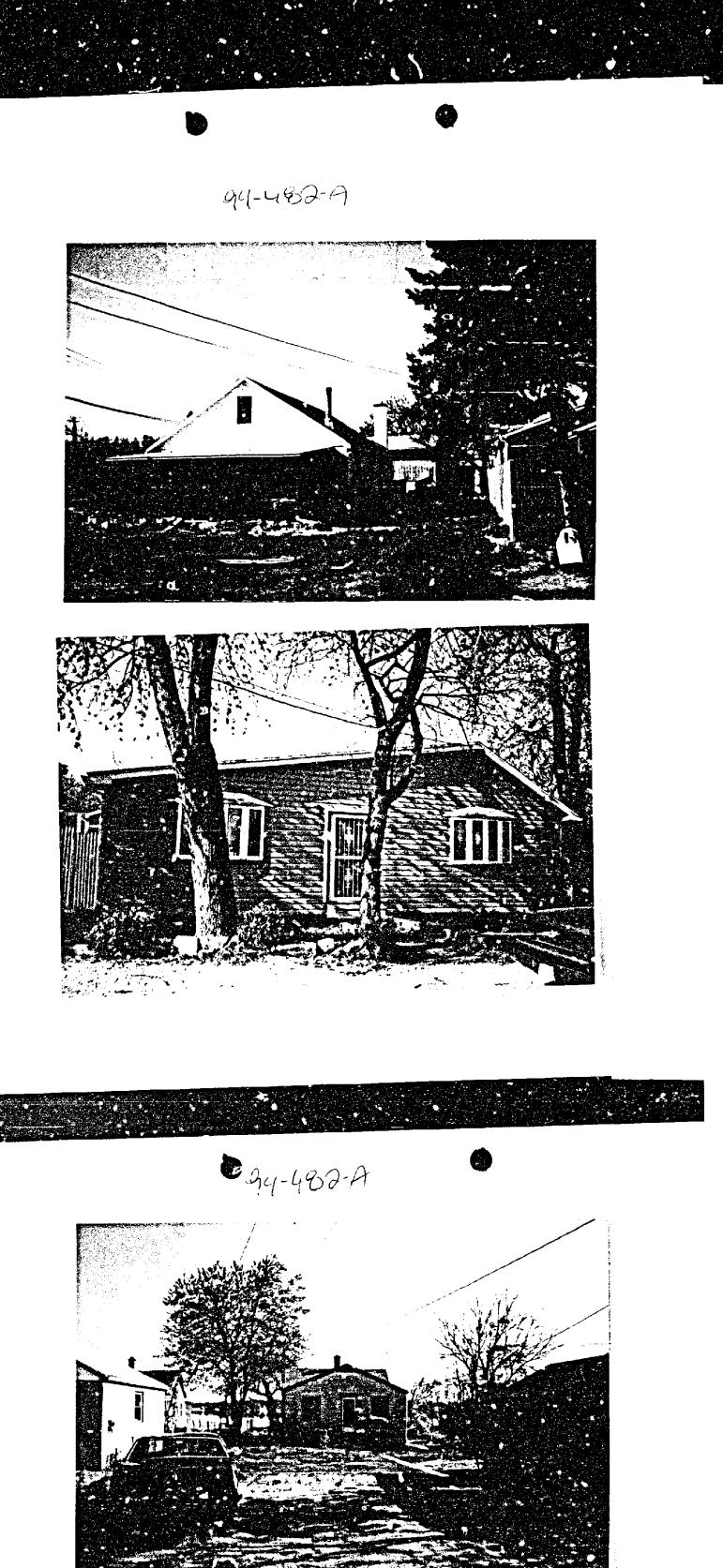
yard depth of 20 feet in lieu of

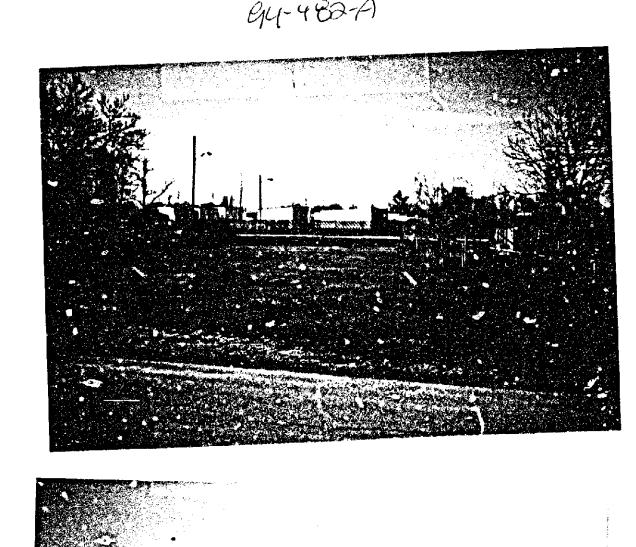
LAWRENCE E. SCHMIDT

THE JEFFERSONIAN.

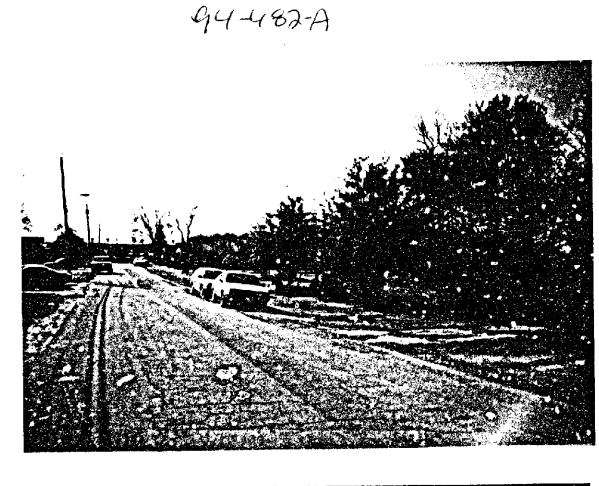




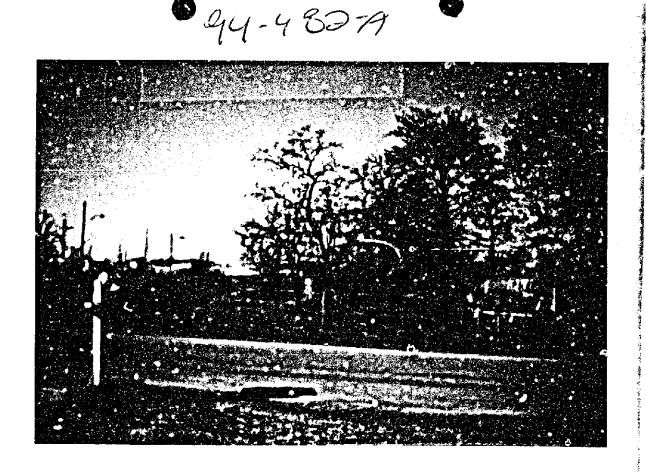










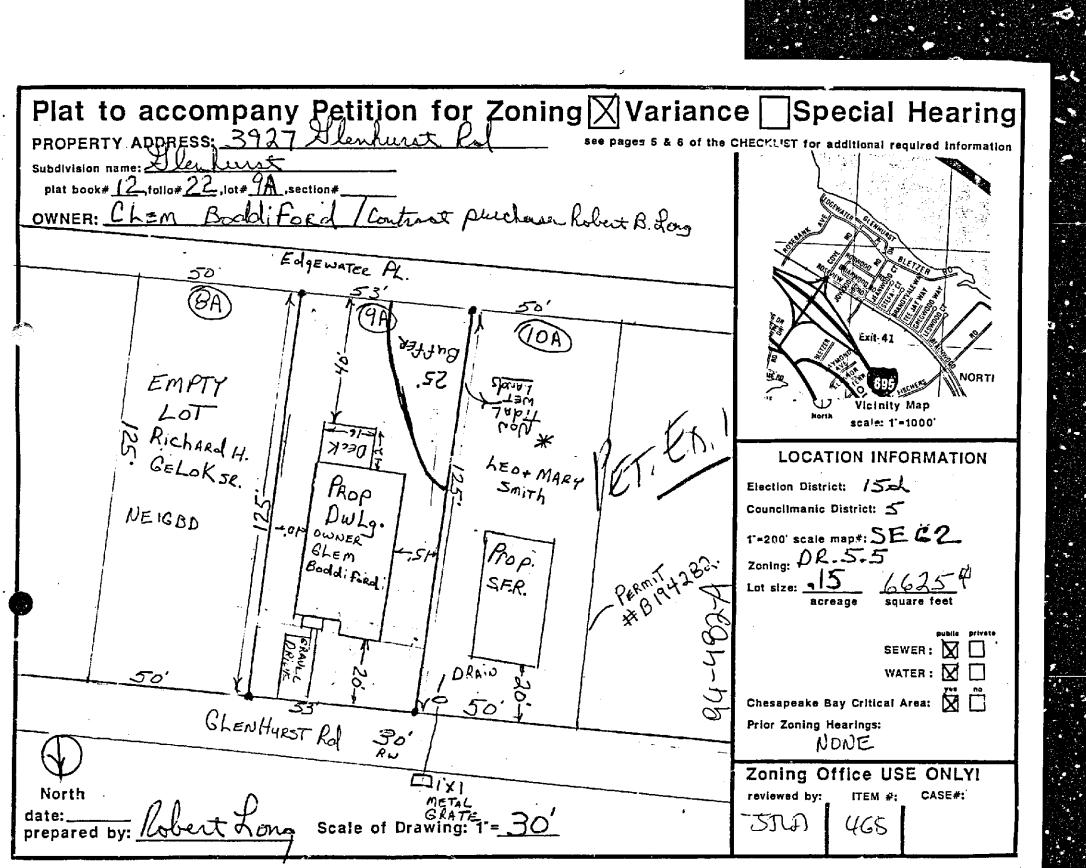


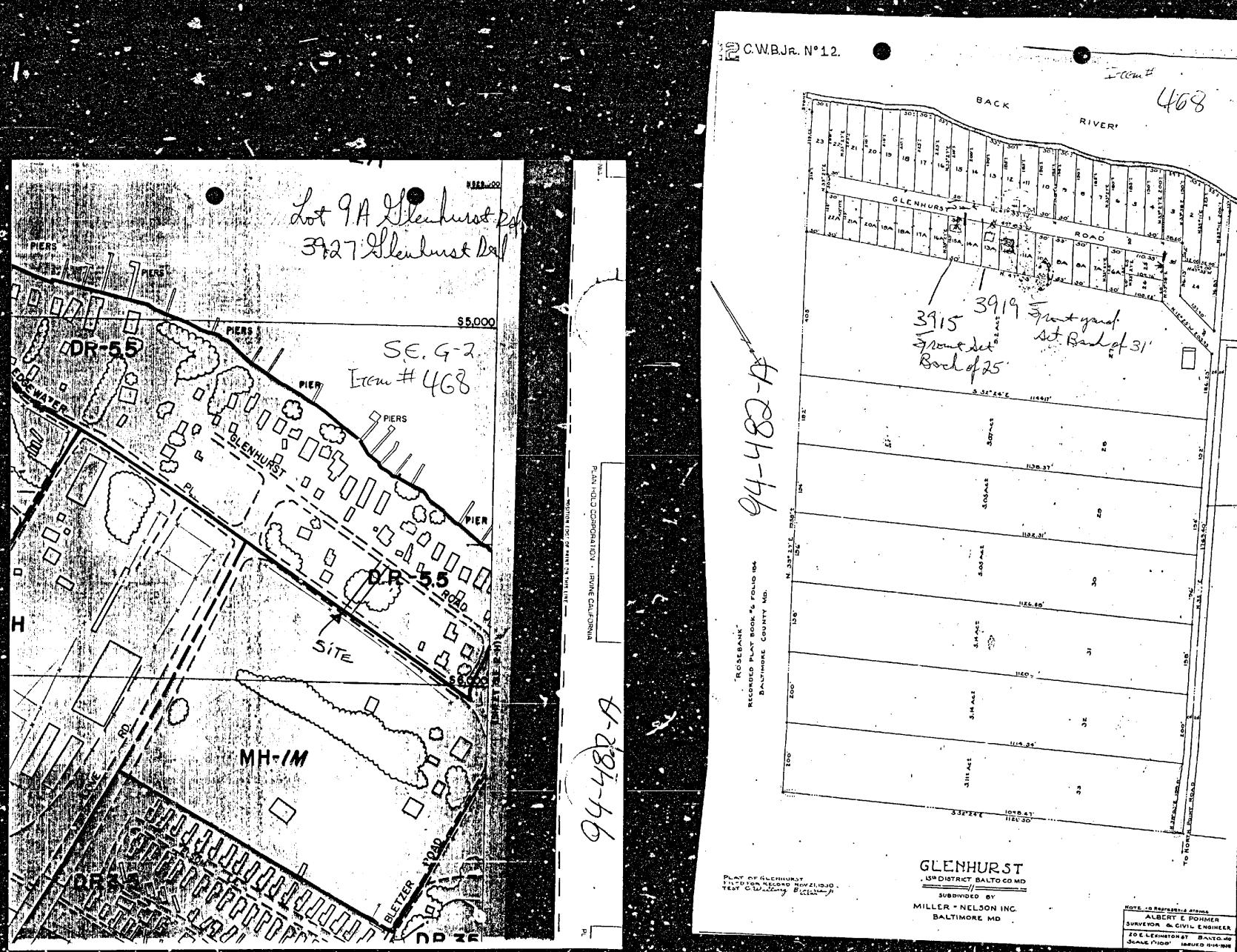












Baltimore County Government Fire Department

700 East Joppa Road Suite 901 Towson, MD 21286-5500

(410) 887-4500

DATE: 06/06/94

Arnold Jablon Director Zoning Administration and Development Management Baltimore County Office Puilding Towson, MD 21204 MAIL STOP-1105

RE: Property Owner: LOCATION: SEE BELOW

Item No.: SEE BELOW

Fursuant to your request, the referenced property has been surveyed

8. The Fire Marshal's Office has no comments at this time, IN REFERENCE TO THE FOLLOWING ITEM NUMBERS:457, 458, 461, 462, 463, 464, 466, 467, 468, 469 AND 470.

by this Bureau and the comments below are applicable and required to

be corrected or incorporated into the final plans for the property.

-Zoning Agenda:

REVIEWER: LT. ROBERT P. SAUERWALD Fire Marshal Office, PHONE 887-4881, MS-1102F

Mr. Robert Long

May 5, 1994

Page 2

BALTIMORE COUNTY, MARYLAND

DEPARTMENT OF ENVIRONMENTAL PROTECTION AND RESOURCE MANAGEMENT INTER-OFFICE CORRESPONDENCE

June 13, 1994

Mr. Arnold Jablon, Director Zoning Administration and Development Management

FROM: J. Lawrence Pilson Development Coordinator, DEPRM

SUBJECT: Zoning Item #468 - Boddiford 3927 Glenhurst Road

Zoning Advisory Committee Meeting of June 6, 1994

The Department of Environmental Protection and Resource Management offers the following comments on the above-referenced zoning item.

Development of the property must comply with Chesapeake Bay Critical Area Regulations. Wetland delineation and 25' buffer are being contested and may be revised. Movement of house will take it out of a non-tidal wetland

JLP:SA:sp

BODDIFOR/DEPRM/TXTSBP

RE: PETITION FOR VARIANCE BEFORE THE 3927 Glenhurst Road, S/S Glenhurst Rd., 285' NW of c/l Betten Rd. 15th * ZONING COMMISSIONER Election Dist., 7th Councilmanic FOR BALTIMURE COUNTY Clem Boddiford Petitioner CASE NO.: 94-482-A

# ENTRY OF APPEARANCE

* * * * * * * * * * *

Please enter the appearance of the People's Counsel in the abovecaptioned matter. Notice should be sent of any hearing dates or other proceedings in this matter and of the passage of any preliminary or final Order.

> Peter Mar Timmerman People's Councel for Baltimore County

CAROLE S. DEMILIO Deputy People's Counsel Room 47, Courthouse 400 Washington Avenue Towson, MD 21204 (410) 887-2188

# CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 27 day of June, 1994, a copy of the foregoing Entry of Appearance was mailed to Robert B. Long, 3827 Annadale Road, Baltimore, MD 21222, representative for Petitioner.

Department of Environmental Protection and Resource Management

Baltimore County Government

401 Bosley Avenue Towson, MD 21204 (410) 887-3733

Mr. Robert Long c/o O'Cornor Piper and Flynn 1553 Merritt Boulevard Baltimore, Maryland 21222

Reference: L.t 9 A Glenhurst Preliminary Assessment

## Dear Mr. Long:

An Environmental Impact Review of the above referenced property, which is located in a Limited Development Area of the Chesapeake Bay Critical Area, has been initiated and the following comments are made:

- 1. a. Show and label the 25 foot non-tidal wetland buffer which has been drawn on your plan. Relocate construction out of the buffer. b. Add a note to indicate that there can be no clearing,
- grading, construction, or disturbance of vegetation in the tidal buffer except as permitted by Baltimore County DEPRM. 2. Show all existing trees and shrubs and indicate any
- vegetation proposed for removal. Indicate trees to be credited towards planting requirements. (See also No. 6.) 3. Show all existing structures and all other impervious surfaces, e.g. driveway, sidewalks, patio. Show any impervious surfaces to be removed.
- 4. Add a note to indicate that "There is a 25% limit on impervious surfaces." Lot area appears to be 6,625 square feet. Therefore the impervious surface limit is approximately 1,656 square feet.
- 5. Show proposed driveway location, dimensions and construction materials. Indicate "No. 2 stone on approved filter fabric per DEPRM detail" if a porous driveway recommended by this office is to be utilized to minimize impervious surfaces. (detail enclosed)
- 6. Indicate that 4 large native trees 1-1.5" caliper and 2 small trees ball and burlap or 2 gallon container size will be planted in and around the buffer to provide a 15% forest cover and to manage stormwater." A native species list is enclosed.
- 7. Show the limit of disturbance.

8. Indicate existing and proposed grade elevations. Runoff may not be increased to adjacent properties. Excavated material must be taken off site. Indicate location and show direction for swales.

Submit 7 copies of your revised plan to Permits and Licenses. You may fax a copy for a pre-review (Fax No. 887-4804) or set up a meeting to expedite the review process. If you have any questions contact me at 887-3226.

Very truly yours,

Stepla B. Comea Stephen B. Armiger Natural Resource Specialist Inspection and Enforcement

SP4/als Enclosure cc: Colleen Kelly Roy List

INTER-OFFICE CORRESPONDENCE RECOMMENDATION FORM Director, Office of Planning ar Coning Attn: Ervin McDaniel County Courts Bidg, Rm 406 FILE W/ 1 TOM # 468 401 Bosley Av Towson, MD 21204 FROM: Arnold Jablon, Director, Zoning Administration and Development Management RE: Undersized Lots Pursuant to Section 304.2(Baltimore County Zoning Regulations) effective June 25, 1992; this office is requesting recommendations and comments from the Office of Planning & Zoning prior to this office's approval of a dwelling permit. MINIMUM APPLICANT SUPPLIED INFORMATION: Robert Long 3827 Annadale Rd. Balto. Md. 21222 (410) 388-1974 m Lot Address Lot 9A Glenhurst __Election District_____Council District 15 Square Feet _ 6625 Sq. Ft. let Location: NES W/side/corner of __Glenhurst_Rd. ______ Cottain # E S tt curest of _____ Land Cwaper Clem Boddiford Tex Account Number _____15-02-570341945 Address 437 Madingley Rd. _Telephone Numb.= 859-1371 Linthicum, MD 21090 CHECKLIST OF MATERIALS: (to be submitted for design review by the Office of Planning and Zoning) ---------Residential Processing Fee Paid Codes 030 & 080 (\$85) 1. Tals Recommenfation form (3 copies) 2. Permit Application Eous Hopmus .---------Topo Map (available in fin 206 C.O.B.) (2 copies) 4. Building Elevation Drawings 5. Photographs (pieces lebel all photos stearty) TO BE FILLED IN BY THE OFFICE OF PLANNING AND ZONING ONLY RECOMMENDATIONS/COMMENTS: Approval conditioned on required modifications of the permit to conform with the following

SCHEDULE DATES, CERTIFICATE OF FILING AN POSTING FOR A BUILDING PERMIT APPLICATION PURSUANT TO SECTION 304.2 ZONING ADMINISTRATION AND DEVELOPMENT MANAGEMENT County Office Building 111 W. Chesap ake Avenue Towson, Maryland 21204

The application for your proposed Building Permit Application has been accepted for filing by ___

A sign indicating the proposed Building must be posted on the property for fifteen (15) days before a decision can be rendered. The cost of filing is \$50.00 and posting \$35.00; total \$85.00.

In the absence of a request for public hearing during the 15-day posting period, a decision can be expected within approximately four weeks. However, if a valid demand is received by the closing date, then the decision shall only be rendered after the required public special hearing.

*SUGGESTED POSTING DATE _____ D (15 Days Before C) DATE POSTED HEARING REQUESTED-YES ____NO ___-DATE ___ CLOSING DAY (LAST DAY FOR HEARING DEMAND) TENTATIVE DECISION DATE B (A + 30 Days) *Usually within 15 days of filing CERTIFICATE OF POSTING Date of Posting:

CK/UNDER.LOT (TXTSOPH)

RIDGE VENT (TYP.)	an All Marie and Committee the transfer and a province province and the second and the second and the second a
5 <u>12</u> <u>OPT.</u> ]7	SIDING (TYP.)  SHUTTERS (TYP.)
	VENTED SOFFIT  12' O.H. (TYP.)  O.C. SIDING CORNER
	37-76
FRONT ELEVATION  1/4 = 1'-0'	PEDIMENT HEAD AND PILASTERS SUPPLIED BY IBS AND FIELD INSTALLED BY BUILDER.

468

3/14/94 UPDATE 94 SPEC.

Zoning Administration & Development Management 111 Vost Chesapeako Avenue Tou son, Marylan I 21204 Townson, Maryland 21204 Date 7-27.94. CIC SIGN. 1000 TOTAL TOTAL TOTAL SC

Please Make Checks Payable To: Ba'timore County

Item Number: 468
Planner: JRA
Date Filed: 5-27-94

PETITION PROCESSING FLAG

This petition has been accepted for filing, after an initial review, and has been placed on the agenda for the zoning advisory committee. However, the following items were found to be missing or incomplete when the petition was included on the agenda by Sophia. A copy of this "flag" will be placed in the case file for the Zoning Commissioner's review. The planner that accepted the petition for filing has the option of notifying the petitioner and/or attorney prior to the hearing or Zoning Commissioner's review of the petition regarding the items noted below. If the petitioner/attorney is contacted by the planner, it is the petitioner's ultimate decision and responsibility to make a proper application, address any zoning conflicts, and to file revised petition materials if necessary. Delays and unnecessary additional expenses may be avoided by correcting the petition to the proper form.

Need an attorney

The following information is missing: Descriptions, including accurate beginning point Actual address of property Zoning Plats (need 12, only ____ submitted)
200 scale zoning map with property outlined Election district Councilmanic district BCZR section information and/or wording Hardship/practical difficulty information Owner's signature (need minimum 1 original signature) and/or printed name and/or address and/or telephone number Contract purchaser's signature (need minimum 1 original signature) and/or printed name and/or address Signature (need minimum 1 original signature) and/or printed name and/or title of person signing for legal owner/contract purchaser Power of attorney or authorization for person signing for legal owner and/or contract purchaser

and/or commission has expired

Attorney's signature (need minimum 1 original signature) and/or printed name and/or address and/or telephone number Notary Public's section is incomplete and/or incorrect

PET-FLAG (TXTSOPH) 11/17/93

TO: PUTUXENT PUBLISHING COMPANY July 9, 1994 Issue - Jeffersonian

Please foward billing to:

Robert B. Long 3877 Annadale Road Baltimore, Maryland 21222 388-1974

NOTICE OF HEARING

The Zoning Commissioner of Baltimore County, by authority of the Zoning Act and Regulations of Baltimore County, will hold a public hearing on the property identified herein in Room 106 of the County Office Building, 111 W. Chesapeake Avenue in Towson, Maryland 21204

Room 118, Old Courthouse, 400 Washington Avenue, Towson, Maryland 21204 as follows:

CASE NUMBER: 94-482-A (Item 468) 3927 Glenhurst Road S/S Glenhurst Road. 285 feet NW of c/l Betten Road 15th Election District - 7th Councilmanic Petitioner(s): Clem Boddiford Contract Purchaser: Robert B. Long HEARING: WEDNESDAY, JULY 6, 1994 at 11:00 a.m. in Rm. 118 Old Courthouse

Variance to allow a front yard depth of 20 feet in lieu of the required 29 feet; and to file an undersized lot request for 53 feet in lieu of 55 feet.

LAWRENCE E. SCHMIDT ZONING COMMISSIONER FOR BALTIMORE COUNTY

NOTES: (1) MTARINGS ARE HANDICAPPED ACCESSIBLE; FOR SPECIAL ACCOMMODATIONS PLEASE CALL 887-3353. (2) FOR INFORMATION CONCERING THE FILE AND/OR HEARING, PLEASE CALL 887-3391.

> put issue - sloula. gune "

**Baltimore County Government** Office of Zoning Administration and Development Management

11 West Chesapeake Avenue

Towson, MD 21204

June 24, 1994

(410) 887-3353

Mr. Clem Boddiford 437 Madingley Road Linthicum, Maryland 21090

> RE: Case No. 94-482-A, Item No. 468 Petition for Variance Petitioner: Clem Boudiford, et al.

Dear Mr. Boddiford:

The Zoning Plans Advisory Committee (ZAC) has reviewed the plans submitted with the above-referenced petition, which was accepted for filing on May 27, 1994 and scheduled for a hearing accordingly. Any attached comments from a reviewing agency are not intended to indicate the appropriateness of the zoning action requested, but to assure that all parties, i.e., zoning commissioner, attorney and/or the petitioner, are made aware of plans or problems with regard to the proposed improvements that may have a bearing on this case.

Any comments submitted thus far from the members of ZAC that offer or request information on your petitic, are attached. Only those comments that are informative will be forwarded to you; those that are not informative will be placed in the hearing file.

The following comments are related only to the filing of future zoning petitions and are aimed at expediting the petition filing process with this office.

1. The director of Zoning Administration and Development Management has instituted a system whereby seasoned zoning attorneys who feel that they are capable of filing petitions that comply with all aspects of the zoning regulations and petitions filing requirements can file their petitions with this office without the necessity of a preliminary review by zoning personnel.

BALTIMORE COUNTY, MARYLAND
INTEROFFICE CORRESPONDENCE

TO: Arnold Jablon, Director DATE: June 13, 1994 Zoning Administration and Davelopment Management

FROM: Robert W. Bowling, P.E., Chief DAK IN RWB Developers Engineering Section

Zoning Advisory Committee Meeting for June 13, 1994 Item No. 468

The Developers Engineering Section has reviewed the subject zoning item. Show the ultimate 50-foot rightsof-way for Glenhurst Road and Edgewater Place on the plan. In accordance with Bill No. 18-90, Section 26-276 dredging, filling or construction in any wetland is prohibited.

RWB:sw

Maryland Denterment of Transportation State Highway Auministration

O. James Lighthizer Hal Kassoff Administrator

6-7-94

Re: Baltimore County
Item No.: \$\psi \quad 468 \left( \mathcal{TRA} \right)\$

Ms. Charlotte Minton Zoning Administration and Development Management County Office Building Room 109 111 W. Chesapeake Avenue

Towson, Maryland 21204

Dear Ms. Minton:

This office has reviewed the referenced item and we have no objection to approval as it does not access a State roadway and is not effected by any State Highway Administration project.

Please contact Bob Small at 410-333-1350 if you have any questions.

Thank you for the opportunity to review this item.

DAUID IU. RAMSEY, ACTING CHIEF-John Contestabile, Chief Engineering Access Permits

My telephone number is ______ Maryland Relay Service for Impaired Hearing or Speech 1-800-735-2258 Statewide Toll Free Mailing Address: P.O. Box 717 • Baltimore, MD 21203-0717 Street Address: 707 North Calvert Street • Baltimore, Maryland 21202

**Baltimore County Government** Office of Zoning Administration

and Development Management



JUN. O 3 1984

(410) 887-3353

NOTICE OF HEARING

The Zoning Commissioner of Baltimore County, by authority of the Zoning Act and Regulations of Baltimore County, will hold a public bearing on the property identified herein in Room 106 of the County Office Building, 111 W. Chesapeake Avenue in Towson, Maryland 21204

Room 118, Old Courthouse, 400 Washington Avenue, Towson, Maryland 21204 as follows:

CASE NUMBER: 94-482-A (Item 468) 3927 Glenhurst Road

111 West Chesapeake Avenue

Towson, MD 21204

S/S Glenhurst Road, 285 feet NW of c/l Betten Road 15th Election District - 7th Councilmanic Petitioner(s): Clcm Boddiford

Contract Purchaser: Robert B. Long HEARING: WEDNESDAY, JULY 6, 1994 at 11:00 a.m. in Rm. 118 Old Courthouse

Variance to allow a front yard depth of 20 feet in lieu of the required 29 feet; and to file an undersized lot request for 53 feet in lieu of 55 feet.

cc: Clem Boddiford Robert B. Long

NOTES: (1) ZONING SIGN & POST MUST BE RETURNED TO RM. 104, 111 W. CHESAPRAKE AVENUE ON THE HEARING DATE. (2) HEARINGS ARE HANDICAPPED ACCESSIBLE; FOR SPECIAL ACCOMMODATIONS PLEASE CALL 887-3353. (3) FOR INFORMATION CONCERING THE FILE AND/OR HEARING, CONTACT THIS OFFICE AT 887-3391.

BALTIMORE COUNTY, MARYLAND

INTER-OFFICE CORRESPONDENCE

Arnold Jablon, Director Zoning Administration and Development Management

DATE: June 14, 1994

Pat Keller, Deputy Director Office of Planning and Zoning

SUBJECT: Petitions from Zoning Advisory Committee

The Office of Planning and Zoning has no comments on the following petition(s): Item Nos. 448, 462, 463, 464, 468, 470, 471, 472, 473, 474, 477, 478, 479 and 480.

If there should be any further questions or if this office can provide additional information, please contact Jeffrey Long in the Office of Planning at 887-3480.

_ OMY Lema Division Chief:

PK/JL:1w

ZAC.448/PZONE/ZAC1

## FINDINGS OF FACT AND CONCLUSIONS OF LAW

This matter comes before the Zoning Commissioner as a Petition for Variance for that property known as 3927 Glenhurst Road, located in the North Point area of southeastern Baltimore County. The Petition was filed by the owner of the property, Clem Boddiford, and the Contract Purchaser, Robert B. Long. The Petitioners seek relief from Section 303.1 of the Baltimore County Zoning Regulations (B.C.Z.R.) to permit a front yard depth of 20 feet in lieu of the required average of 29 feet for all improved lots within 200 feet on each side of the subject property, and to permit a lot width of 53 feet in lieu of the required 55 feet for a proposed dwelling. The subject property and relief sought are more particularly described on the plan submitted with the Petition filed and marked as Petitioner's Exhibit 1.

Appearing on behalf of the Petition was Robert B. Long, the Contract Purchaser. There were no Protestants present.

Testimony and evidence offered revealed that the subject property consists of .15 acres, or 6,625 sq.ft., more or less, zoned D.R. 5.5 and is presently unimproved. The property is also known as Lot 9 of an older subdivision known as Glenhurst and has a lot width of 53 feet. Testimony indicated that the Petitioner has owned the property since 1938 and that he currently resides across the street from this site. Mr. Boddiford has

contracted to sell the property to Mr. Long who seeks to develop the lot with a single family dwelling in accordance with Petitioner's Exhibit 1. However, the property does not meet current lot area or width requirements. Furthermore, this property is located within the Chesapeake Bay Critical Areas near Back River. In fact, nearly half of the rear yard of this property lies within the 25-foot buffer required from non-tidal wetlands. As of a result of these site constraints, the requested variances are necessary in order to proceed with development as proposed.

After due consideration of the testimony and evidence presented, in the opinion of the Zoning Commissioner, the relief requested sufficiently complies with the requirements of Sections 307.1, 307.2 and 500.14 of the Baltimore County Zoning Regulations (B.C.Z.R.) and should therefore be granted. There is no evidence in the record that the subject variance would adversely affect the health, safety, and/or general welfare of the public. Furthermore, strict compliance with the B.C.Z.R. would result in practical difficulty and/or unreasonable hardship upon the Petitioner.

The facts and evidence presented tend to establish that special conditions or circumstances exist which are peculiar to the land or structures located within the Chesapeake Bay Critical Areas of Baltimore County; that to deny the relief requested would result in practical difficulty, unreasonable hardship, or severe economic hardship upon the Petitioner; and that strict compliance with the Chesapeake Bay Critical Area requirements and the B.C.Z.R. would deprive the Petitioner of rights commonly enjoyed by other properties in similar areas within the Chesapeake Bay Critical Areas in Baltimore County. The granting of the relief requested will not confer upon the Petitioner any special privilege that would be denied by the critical area regulations to other lands or structures with-

in the Chesapeake Bay Critical Areas. The relief requested is in harmony with the general spirit and intent of the Critical Areas legislation for Baltimore County and conforms to the requirements as set forth in Section 500.14 of the B.C.Z.R.

In accordance with Section 500.14 of the B.C.Z.R., the Director of the Department of Environmental Protection and Resource Management has submitted recommendations which describe what steps the Petitioner must take to insure that the relief requested complies with the following Chesapeake Bay Critical Areas requirements to:

> 1) Minimize adverse impacts on water quality that result from pollutants that are discharged from structures or conveyances or that have run off from surrounding lands;

2) Conserve fish, wildlife, and plant habitat; and

3) Be consistent with established land use policies for development in the Chesapeake Bay Critical Area which accommodate growth and also address the fact that, even if pollution is controlled, the number, movement, and activities of persons in that area can create adverse environmental impacts.

These recommendations shall be attached hereto and become a permanent part of the decision rendered in this case. There is no evidence in the record that the relief requested would adversely affect the health, safety, and/or general welfare of the public provided there is compliance with the requirements of the Department of Environmental Protection and Resource Management as more fully described below.

Pursuant to the advertisement, posting of the property, and public hearing on this Petition held, and for the reasons given above, the relief requested should be granted.

THEREFORE, IT IS ORDERED by the Zoning Commissioner for Baltimore County this _____day of August, 1994 that the Petition for Variance

seeking relief from Section 303.1 of the Baltimore County Zoning Regulations (B.C.Z.R.) to permit a front yard depth of 20 feet in lieu of the required 29 feet which is the average front yard depth of all improved lots within 200 feet on each side of the subject property, and to permit a lot width of 53 feet in lieu of the required 55 feet for a proposed dwelling, in accordance with letitioner's Exhibit 1, be and is hereby GRANTED, subject to the following restrictions:

> 1) The Petitioners may apply for their building permit and be granted same upon receipt of this Order; however, Petitioners are hereby made aware that proceeding at this time is at their own risk until such time as the 30-day appellate process from this Order has expired. If, for whatever reason, this Order is reversed, the relief granted herein shall be resuinded.

2) Compliance with all Zoning Plans Advisory Committee comments submitted hereto and made a part hereof.

3) When applying for a building permit, the site plan filed must reference this case and set forth and address the restrictions of this Order.

IT IS FURTHER ORDERED that the Petitioner shall comply fully and completely with all requirements and recommendations of the Department of Environmental Protection and Resource Management, as set forth in their comments dated June 13, 1994, attached hereto and made a part hereof.

> LAWRENCE E. SCHMIDT Zoning Commissioner for Bultimore County

LES:bjs

Baltimore County Government Zoning Commissioner Office of Planning and Zoning

Suite 112 Courthouse 400 Washington Avenue Towson, MD 21204

Mr. Clem Boddiford

August 19, 1994

437 Madingley Road Linthicum, Maryland 21090 RE: PETITION FOR VARIANCE

S/S Glenhurst Road, 285' NW of the c/l of Bletzer Road (3927 Glenhurst Road) 15th Election District - 7th Councilmanic District Clem Boddiford - Petitioner Case No. 94-482-A

Dear Mr. Boddiford:

Enclosed please find a copy of the decision rendered in the above-captioned matter. The Petition for Variance has been granted in accordance with the attached Order.

In the event any party finds the decision rendered is unfavorable, any party may file an appeal to the County Board of Appeals within thirty (30) days of the date of this Order. For further information on filing an appeal, please contact the Zoning Administration and Development Management office at 887-3391.

> Very truly yours, LAWRENCE E. SCHMIDT Zoning Commissioner

> > for Baltimore County

(410) 887-4386

LES:bjs

cc: Mr. Robert B. Long 3827 Annadale Road, Baltimore, Md. 21222

Chesapeake Bay Critical Areas Commission 45 Calvert Street, 2nd Floor, Annapolis, Md. 21401

DEPRM; People's Counsel; File

ANTICOUSIZED COT Petition for Variance to the Zoning Commissioner of Baltimore County for the property located at 3927 Glenhurst Road AKA 9A which is presently zoned DR5.5 This Petition shall be filed with the Office of Zoning Administration & Development Management.

The ur dersigned, legal owner(s) of the property situate in Baltimore County and which is described in the description and plat attached hereto and nade a part hereof, hereby petition for a Variance from Section(s) 303.1 To Aucu- A Theret Yang DEPTH OF 20 FT IN LIEW OF THE REQUIRED 29 FT. WHICH IS THE DIGNORE DEPTH OF THE FRENCY YORDS OF ALL LIMPROVED LCTS WITHING ZOO FEET OIL EACH SIDE OF THE SUBJECT PROPERTY. AND TO FILE ON IL NOERSIZED LCT REGUEST. of the Zoning Regulations of Baltimore County, to the Zoning Law of Baltimore County; for the following reasons: (Indicate hardship or practical difficulty)

If this variance is not granted it will make this an unbuildable lot, which will cause undue hardships.

- (UIS VANIANCE IS REQUIRED TO COMPLY WITH SETBALK REQUIREMENTS OF BACKER PROFERENCIAN, PROTECTED - ETR TOBORD OWTSLOE OF THE 25 FT. NON- LIDNIGHTERING BUFFER DRAWN OF THE PLAN.

Property is to be posted and advertised as prescribed by Zoning Regulations. I, or we, agree to pay expenses of above Variance advertising, posting, etc., upon filling of this petition, and further agree to and are to be bound by the zoning regulations and restrictions of Baltimore County adopted pursuant to the Zoning Law for Baltimore County.

	I/We do solemnly declare and affirm, under the penalties of perjury, that I/we are legal owner(s) of the property which is the subject of this Petition.
Contract Purchaser/Lessee	Legal Owner(s):
Robert B. Long	Clem Boddiford
(Type or Pfint Name)	(Type or Print Name) Wen Bodalfard
3827 Annadale Road	Signature
Address	(Type or Print Name)
BALTIMORE, MD 21222	
City State Zipcode	Signature
Attorney for Petitioner: NONE	2 437 Madinglay Road
(Type or Print Name)	Address Phone No.
(Type or Print Name)	
(Type or Print Name)	Address Phone No.
	Address Phone No.  Lithicum, MD 2109^  City State Zipcode
	Address Phone No.  Lithicum, MD 2109  City State Zipcode Name, Address and phone number of representative to be contacted.

that the subject matter of this petition be set for a public hearing , advertised, as required by the Loning Regulations of Ballimore County, in two newspapers of general oning Commissioner of Baltimare County

REVIEWED BY: 5 NA DATE: 5-27-94

ITEM #: 468

EXAMPLE 3 - Zoning Description - 3 copies

Three copies are required. Copies of deeds cannot be used in place of this description. Use this fill-in format provided whenever possible; otherwise, type or print on 8-1/2" x 11" sheet.

ZONING DESCRIPTION FOR OT 9-A OF GLENHURST
Election District 15 Councilmanic District 5
eginning at a point on theside of(north, south, east or west)
which is
which is
of the (number of feet) (north, south, east or west)
enterline of the nearest improved intersecting street
(name of street)
nich is wide. *Being Lot # $9\triangle$ , (number of feet of right-of-way width)
ock, Section # in the subdivision of
GCOUURST. as recorded in Baltimore County Plat (name of subdivision)
ok # 12 , Folio # 27 , containing
(square feet and acres)

*If your property is not recorded by Plat Book and Folio Number, then DO NOT attempt to use the Lot, Block and Subdivision description as shown, instead state: "As recorded in Deed Liber _____, Folio _____ and include the measurements and directions (metes and bounds only) here and on the plat in the correct location.

Example of metes and bounds: N.87 12' 13" E. 321.1 ft., S.18 27' 03" E.87.2 ft., S.62 19' 00" W. 318 ft., and N.08 15' 22" W. 80 ft. to the place of beginning.

CERTIFICATE OF POSTING ZONING DEPARTMENT OF BALTIMORE COUNTY 94-487-4 Tower, Mary and

District 15th Posted for: Variance	Date of Posting 6/18/94
Petitioner: Clam Boddif	Ford + Robert B. Long
Location of property: 3127 61	en hunted 5/5
~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~	
Location of Signe: Facting 10	od way on property being tomo de

CERTIFICATE OF PUBLICATION

NOTICE OF HEARING The Zoning Commissioner of Baltimore County, by authority of the Zoning Act and Regula-tions of Baltimore County with TOWSON, MD., June 10 THIS IS TO CERTIFY, that the annexed advertisement was published in THE JEFFERSONIAN, a weekly newspaper published

in Towson, Baltimore County, Md., once in each of _____ successive weeks, the first publication appearing on June 9, 1094

LEGAL AD. - TOWSON

6/146 June 9.

Case Number: 94-482-A (Item 468)

yard depth of 20 feet in lieu of

LAWRENCE E. SCHMIDT

THE JEFFERSONIAN.